

Application No.: 09/767,057  
Filing Date: January 22, 2001  
Page: 6

### **REMARKS**

Claims 1, 3 through 16 and new Claim 21 are pending in the application.

Applicants acknowledge with gratitude the Examiner's indication that Claims 1 and 3 through 16 are allowable over the art of record.

Claim 1 has been amended to delete the phrases "single thermoplastic" and "mixtures thereof," as suggested by the Examiner.

Claims 21 has been added to complete the record for examination and highlight advantageous embodiments of the invention. Claim 21 is directed to advantageous multilayered films comprising a base layer disposed between outer layers. In such advantageous embodiments the base layer is formed from thermoplastic consisting of polyethylene terephthalate and the outer layers are formed from thermoplastic consisting of (i) polyethylene naphthalate homopolymer or (ii) polyethylene terephthalate-polyethylene naphthalate copolymer or compound. The films of Claim 21 likewise advantageously exhibit a yellowness index of less than or equal to 45 for 250 micron films and less than or equal to 20 for 50 micron films. Support for Claim 21 can be found in the Application-as-filed, for example on Page 15, lines 13 through 25 and Page 4, lines 6 through 9.

Reexamination and reconsideration of this application, withdrawal of all rejections, and formal notification of the allowability of the pending claims are earnestly solicited.

Application No.: 09/767,057  
Filing Date: January 22, 2001  
Page: 7

### Section 112 Rejection

Claims 1 and 3 through 16 stand rejected over the terms "single" and "mixtures thereof." Solely to advance prosecution, the terms "single" and "mixtures thereof" have been deleted from Claim 1. Applicants accordingly submit that the foregoing rejection has been obviated.

### **CONCLUSION**

It is respectfully submitted that Applicants have made a significant and important contribution to the art, which is neither disclosed nor suggested in the art. It is believed that all of pending Claims 1, 3 through 16 and 21 are now in condition for immediate allowance. It is requested that the Examiner telephone the undersigned if any questions remain to expedite issuance of this application.

It is not believed that extensions of time or fees are required, beyond those which may otherwise be provided for in documents accompanying this paper. However, in the event that additional extensions of time and/or fees are necessary to allow consideration of this paper, such extensions are hereby petitioned under 37 CFR § 1.136(a), and any fee required is hereby authorized to be charged to Deposit Account No. 50-2193.

Respectfully submitted,

*Cathy Moore*

Cathy R. Moore, Reg. No. 45,764

ProPat, L.L.C.  
425-C South Sharon Amity Road  
Charlotte, NC 28211-2841  
Telephone: 704-365-4881  
Facsimile: 704-365-4851

### CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to facsimile no. (571) 273 - 8300 at the United States Patent and Trademark Office on September 15, 2005. Claire Wygand Claire Wygand